

**BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT****DATED: 25.09.2018****CORAM:****THE HONOURABLE MR. JUSTICE V. PARTHIBAN****W.P. (MD) No.20392 of 2018**

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Periyasamy

... Petitioner

vs.

1.The District Collector,
Virudhunagar District,
Virudhunagar.

2.The Special Tahsildar,
Town Settlement,
Srivilliputhur,
Virudhunagar District.

... Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India for issuance of writ of Mandamus directing the second respondent to provide a copy of the entire documents in respect of his proceedings Tha.Pa.No./13658/18, dated 27.04.2018 and complete his proceedings after giving proper reasonable opportunities to the petitioner.

For Petitioner : Mr.S.M.Anantha Murugan
For Respondents : Mr.C.M.Marichelliah Prabhu
Additional Government Pleader

O R D E R

The prayer as sought in the writ petition squarely falls within the realm of non-furnishing of certain information to the petitioner. It is open to the petitioner to approach the appropriate authorities under the Right to Information Act and in case any adverse order is passed, it is always open to him to file an appeal under the said Act. Instead of approaching the authorities concerned, the petitioner has chosen to invoke the extraordinary jurisdiction of this Court under Article 226 of the Constitution of India.

2. For the above said relief, this Court is unable to appreciate how the writ jurisdiction can be invoked for obtaining copies of the documents in respect of certain proceedings pending before the respondents.

3. At this juncture, the learned Counsel appearing for the petitioner would submit that already the petitioner had approached the authorities under the Right to Information Act and no information is furnished to him.

4. In case the petitioner is aggrieved by any order passed by the authorities under the Right to Information Act, it is always open to him to invoke the appropriate jurisdiction and seek relief and it is certainly not open to the petitioner to approach this Court and invoke



the writ jurisdiction of this Court.

5. For the above said reasons, this Court is unable to entertain the writ petition and therefore, the same is dismissed as not maintainable. No costs.

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Sd/-
Assistant Registrar (PROTOCOL)

/True Copy/

Sub Assistant Registrar (CS IV)

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To

1. The District Collector,
Virudhunagar District,
Virudhunagar.

2. The Special Tahsildar,
Town Settlement,
Srivilliputhur,
Virudhunagar District.

1CC TO THE SPL GOVT PLEADER SR 87296

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